

AMENDED IN ASSEMBLY APRIL 13, 2004

AMENDED IN SENATE JUNE 2, 2003

AMENDED IN SENATE MAY 22, 2003

AMENDED IN SENATE MAY 8, 2003

AMENDED IN SENATE APRIL 22, 2003

SENATE BILL

No. 117

Introduced by Senator Machado
(Coauthor: Senator Escutia)

February 3, 2003

~~An act relating to public resources.~~ *An act to amend Section 77 of Chapter 741 of the Statutes of 2003, relating to water.*

LEGISLATIVE COUNSEL'S DIGEST

SB 117, as amended, Machado. Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002: ~~Colorado River Quantification Settlement Agreement.~~

The Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002, an initiative measure approved by the voters at the November 5, 2002, statewide general election, authorizes the issuance of bonds in the amount of \$3,440,000,000 for the purposes of financing a safe drinking water, water quality, and water reliability program. Existing law, notwithstanding other provisions of the act that require the development of project solicitation and evaluation guidelines, the provision of technical assistance, and the preparation and delivery of reports to the Legislature on the expenditure of bond funds, requires responsible agencies to use electronic communication,

to determine the timing of the development of guidelines, and to use any and all other efficiencies necessary to provide a public process reasonably calculated to provide access and relevant grant application and award information to interested persons within the budgetary and personnel constraints imposed by the state budget.

This bill would modify that provision notwithstanding provisions of the act to exclude reference to provisions relating to the use of a matching fund requirement, the use of existing guidelines, and the provision of technical assistance. The bill would require responsible agencies, to the maximum extent feasible, to provide outreach to disadvantaged communities to promote access to relevant grant application and award information.

~~Under existing law, the United States Department of Interior supplies Colorado River water to various public water agencies.~~

~~The Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002, an initiative measure approved by the voters at the November 5, 2002, statewide general election, authorizes, for the purposes of financing a safe drinking water, water quality, and water reliability program, the issuance of bonds in the amount of \$3,440,000,000. The act requires bond funds made available by the act to be deposited in the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002, which the act establishes.~~

~~This bill would make statements of legislative intent to establish the Colorado River Quantification Settlement Agreement Account in the State Treasury, to transfer \$200,000,000 from an unspecified fund to the Colorado River Quantification Settlement Agreement Account, and to establish an entity to administer the environmental mitigation program associated with the implementation of the Colorado River Quantification Settlement Agreement.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 ~~SECTION 1. (a) In enacting the act adding this section, the~~
- 2 ~~SECTION 1. Section 77 of Chapter 741 of the Statutes of 2003~~
- 3 ~~is amended to read:~~
- 4 SEC. 77. The Legislature finds and declares all of the
- 5 following:

(a) The current fiscal crisis requires that the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 (Proposition 50) be administered in the most cost-efficient manner consistent with ensuring public participation in the development of program guidelines and outreach and technical assistance to communities throughout the state.

(b) Notwithstanding ~~Sections paragraphs (1) and (2) of subdivision (a) of Section 79505.6, 79506.7, and or Section 79575~~ of the Water Code, agencies responsible for the development of guidelines, ~~technical assistance~~ and reports pursuant to those sections shall use electronic communication, including publication of information on the Internet, shall determine the timing of the development of guidelines, and shall use any and all other efficiencies necessary to provide a public process reasonably calculated to provide access and relevant grant application and award information to interested persons within the budgetary and personnel constraints imposed by the state budget. *To the maximum extent feasible, each state agency shall provide outreach to disadvantaged communities to promote access to relevant grant application and award information.*

(c) It is the intent of the Legislature that, through the annual budget process, there be a review of progress undertaken by state agencies to develop guidelines to implement this act.

~~Legislature finds and declares all of the following:~~

~~(1) California must live within its 4.4 million acre-foot annual allotment of water from the Colorado River as decreed by the United States Supreme Court.~~

~~(2) The proposed quantification settlement agreement announced on March 12, 2003, is an important element of California's plan to live within the 4.4 million acre-foot limit.~~

~~(3) If the proposed quantification settlement agreement is not finalized, the State of California will actively explore other approaches to live within its 4.4 million acre-foot limit.~~

~~(b) It is the intent of the Legislature in subsequent amendments to establish the Colorado River Quantification Settlement Agreement Account in the State Treasury.~~

~~(c) It is the intent of the Legislature in subsequent amendments to transfer the sum of two hundred million dollars (\$200,000,000) from the _____ Fund to the Colorado River Quantification Settlement Agreement Account.~~

